

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

VINH Q. NGUYEN,

Defendant.

CASE NO. CR15-120-JCC

DETENTION ORDER

Offense charged: Conspiracy to Distribute Controlled Substances; Asset Forfeiture

Date of Detention Hearing: May 4, 2015.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the appearance of defendant as required and the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant has been charged with a drug offense, the maximum penalty of which is in excess of ten years. There is therefore a rebuttable presumption against defendant as to both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

1 2. Defendant's criminal record includes many failures to appear, drug offenses, a
2 conviction for intimidating a witness, harassment, and a pending charge in King County Superior
3 Court for Assault in the Second Degree—Domestic Violence and Domestic Violence Felony
4 Violation of a Court Order, alleged to have occurred on April 14, 2015. The AUSA proffers that
5 a search of defendant's residence and vehicle found almost a kilogram of heroin, and distribution
6 quantities of cocaine, methamphetamine and marijuana.

7 3. Taken as a whole, the record does not effectively rebut the presumption that no
8 condition or combination of conditions will reasonably assure the appearance of the defendant as
9 required and the safety of the community.

10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
12 General for confinement in a correction facility separate, to the extent practicable, from
13 persons awaiting or serving sentences or being held in custody pending appeal;
- 14 2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
- 15 3. On order of the United States or on request of an attorney for the Government, the person
16 in charge of the corrections facility in which defendant is confined shall deliver the
17 defendant to a United States Marshal for the purpose of an appearance in connection with
18 a court proceeding; and

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1 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for
2 the defendant, to the United States Marshal, and to the United State Pretrial Services
3 Officer.

4 DATED this 4th day of May, 2015.

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6 Mary Alice Theiler
7 United States Magistrate Judge
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